THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION NO. 422 of 2006

DATED: 06-01-2006

Between:

T. Chinna Venkata Ramana …Petitioner

And

The Superintendent of Police,

Kurnool and two others …Respondents

THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION NO. 422 of 2006

ORDER:

Petitioner filed this writ petition seeking to declare the action of the respondents in interfering with the civil matter of the petitioner as illegal and arbitrary without jurisdiction and for a consequential direction to the respondents not to interfere in the civil matter of the petitioner.

The case of the petitioner is that the third respondent borrowed a sum of Rs.1,80,000/- from the petitioner and in that connection, the 3rd respondent registered some property in the name of petitioner and both of them entered into an agreement. As per the agreement entered between the petitioner and the third respondent, the 3rd respondent has to pay the amount along with interest

at Rs.250/- per annum within three years from the date of agreement. Later, without discharging his debt liability as agreed upon, the third respondent approached the 2nd respondent for release of his property. 2nd respondent without registering any case against the petitioner, threatened him to settle the matter according to the whims and fancies of the 3rd respondent and also interfering with the personal life and liberty of the petitioner. Hence this writ petition.

In view of the above circumstances, I am of the opinion that in the absence of any material filed by the petitioner about the alleged illegal interference by the police, it may not be just and proper to entertain the writ petition.

Accordingly, the writ petition is dismissed with a liberty to the petitioner to file a representation before the police authority about the alleged illegal interference of the police and on such filing if any action is not taken on his representation, it is open for the petitioner to file a fresh writ petition. No order as to costs.

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V. ESWARAIAH, J.

Dated: 06-01-2006.

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